

**REQUEST FOR
CONTINUED EXAMINATION
TRANSMITTAL**

Subsection (b) of 35 U.S.C. § 132, effective on May 29, 2000 provides for continued examination of a utility or plant application filed on or after June 8, 1995.

See The American Inventors Protection Act of 1999 (AIPA)

Application Number: 09/101,672

Filing Date: April 2, 2001

First Named Inventor: Robert Bartlett

Group Art Unit: 1623

Examiner: E. White

Attorney Docket Number: 02481-1603-00

Attorney Customer Number: 22,852

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

Note: 37 C.F.R. § 1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. § 1.53(d) instead of a RCE to be eligible for patent term adjustment provisions of the AIPA. See "Changes to Application Examination and Provisional Application Practice," Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000). Off. Gaz. Pat. Office 47 (April 11, 2000), which established RCE practice.

1. Submission required under 37 C.F.R. § 1.114:

a. ☐ Previously submitted

- i. ☐ Consider the amendment(s)/reply after final under 37 C.F.R. § 1.116 previously filed on [Date] _____.
- ii. ☐ Consider the arguments in the Appeal Brief of Reply Brief previously filed on [Date] _____.
- iii. ☐ Other _____

b. ☒ Enclosed:

- i. ☒ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement
- iv. ☐ Other _____

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2. Miscellaneous

- a. ☐ Suspension of action on the above-mentioned application is requested under 37 C.F.R. § 1.103(c) for a period of 4 months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)
- b. ☐ Other _____

3. Fees

a. ☒ The filing fee is calculated as follows:

- i. ☒ \$740.00 RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☒ Petition for 4-month extension of time: \$1440 minus \$920 (the three month fee paid on 2/12/02) = \$520
- iii. ☐ Other _____

b. ☒ Check in the amount of \$1260 enclosed.

c. ☒ The Commissioner is authorized to charge any deficiencies in the filing fees, or credit any overpayments to Deposit Account No. 06-0916.

Signature of Applicant, Attorney, or Agent Required

Name: M. Todd Rands

Reg. No.: 46,249

Signature: 

Date: March 12, 2002

Certificate of Mailing or Transmission

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, BOX RCE, Washington, D.C. 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on: [Date]

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PATENT
Attorney Docket No. 2481.1603-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)

Robert BARLETT et al.)

Application No.: 09/101,672)

Filed: April 2, 2001)

For: PREPARATION CONTAINING A)
COMBINATION OF 5-METHYL-)
ISOXAZOLE-4-CARBOXYLIC)
ACID-(4-TRIFLUOROMETHYL)-)
ANILIDE AND N-(4-TRIFLUORO-)
METHYLPHENYL)-2-CYANO-)
3-HYDROXYCROTONIC ACID)
AMIDE)

Group Art Unit: 1623

Examiner: E. White

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Assistant Commissioner for Patents
Washington, DC 20231

Sir:

**REPLY ACCOMPANYING REQUEST FOR
CONTINUED EXAMINATION (RCE)**

This paper is filed along with a Request for Continued Examination in response to the Final Office Action dated June 11, 2001, in the above-identified patent application. Applicants respectfully request reexamination and reconsideration of the pending claims in view of the following remarks. Applicants filed a Notice of Appeal on September 12, 2001. A petition and fee for a 4-month extension of time, extending the deadline for entering this Response to March 12, 2002, are enclosed.

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